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CERTIFICATE OF FACSIMILE TRANSMISSION

This is to certify that this document entitled <u>SECOND REQUEST FOR STATUS</u> is being faxed to the Commissioner for Patents at fax no. 571-273-8300 this 12th day of May 2006.

Phylli D Caldwell

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.

10/631,360

Confirmation No. 1927

Applicants

JONES, Jr., et al.

Filed

07/31/2003

TC/A.U.

: 3651

Examiner

RIDLEY, Richard

Docket No.

NBI-866A

Customer No.

23290

SECOND REQUEST FOR STATUS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

A Request for Status was filed in the above-identified application via facsimile dated February 13, 2006. As stated in the Status Request dated February 13, 2006, a Non-Final Office Action was issued in the above-identified application dated July 5, 2005; however, the Examiner had not considered a Preliminary Amendment filed July 31, 2003, in the application. Thus, after a telephone conference with the Examiner, the undersigned attorney filed a Response, Summary of Telephonic Examiner Interview, and

JONES, Jr., et al. - Serial No. 10/631,360

Request for Status

Attorney Docket: NBI-866A

Resubmission of Preliminary Amendment via facsimile dated July 12, 2005. To date no further action has been received in this application. Please provide the undersigned with a status report as to when a further Office Action can be expected.

Respectfully submitted,

Warren A. Zitlau

Registration No. 39,085

Barry I. Hollander

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Date: May 12, 2006